

## LEGISLATIVE COMMITTEES – MAY 2017

### NOTES

EDUCATION INTERIM COMMITTEE	
Bill Title/Subject Matter:	Review of 2017 General Session Legislation Related to Education, Including 2017 H.B. 239, "Juvenile Justice Amendments"
Legislator(s) – Sponsor:	Rep. Snow
Interested Parties:	Susan Burke, Director, Division of Juvenile Justice Services
Code Reference:	H.B. 239
<p><b>Description:</b> The committee received a presentation from Rep. Snow describing H.B. 239. He addressed concerns about implementation, outreach, and education—reminding the committee that legislation is an ongoing process and if changes are needed down the road, they will be addressed.</p> <p><b>Meeting Materials:</b></p> <ul style="list-style-type: none"> <li>• <a href="#">H.B. 239: Select Questions Related to Offenses on School Property or Truancy [Snow]</a></li> <li>• <a href="#">Changes Made to House Bill 239 at the Request of Education Stakeholders [Snow]</a></li> <li>• <a href="#">H.B. 239, "Juvenile Justice Amendments" [Snow]</a></li> </ul> <p><b>Audio:</b> <a href="http://utahlegislature.granicus.com/MediaPlayer.php?view_id=2&amp;clip_id=21619&amp;meta_id=719111">http://utahlegislature.granicus.com/MediaPlayer.php?view_id=2&amp;clip_id=21619&amp;meta_id=719111</a></p> <ul style="list-style-type: none"> <li>• Rep. Snow discussed 2017 General Session H.B. 239, "Juvenile Justice Amendments" and how it impacts the local education agencies</li> <li>• H.B. 239: Select Questions Related to Offenses on School Property or Truancy [Snow]</li> <li>• Changes Made to H.B. 239 at the Request of Education Stakeholders [Snow]</li> <li>• H.B. 239, "Juvenile Justice Amendments" [Snow]</li> <li>• Rep. Snow responded to questions from the committee</li> <li>• Ms. Susan Burke, Director, Juvenile Justice Services, Utah Department of Human Services, responded to questions from the committee</li> </ul> <p><i>[Action: No action taken, information only.]</i></p>	
GOVERNMENT OPERATIONS INTERIM COMMITTEE	
Bill Title/Subject Matter:	Code Simplification
Legislator(s) – Sponsor:	Rep. Jon E. Stanard
Interested Parties:	Sen. Beth Martinez Humenik, Chair, and Sen. Dominick Moreno, Vice Chair, Colorado Statutory Revision Committee
Code Reference:	
<p><b>Description:</b> <i>This item is general information on possible legislative process changes.</i> The committee discussed whether to create a work group or task force to find ways to simplify and reduce the size of the state code. The committee members reviewed legislation adopted in Colorado enacting a statutory revision committee. Sen. Moreno and Sen Humenik joined the committee from Colorado by phone. The Colorado committee is tasked with proposing legislation only to streamline, reduce, or repeal provisions of the Colorado revised statute. Every piece of legislation introduced by this committee must be recommended unanimously by committee members. Colorado legislators saw the unanimous vote for committee recommendations as a way to keep proposed changes to the state code bipartisan. All bills brought forward by this committee in its first year have been passed. The committee also considered areas of the code that are receiving funding that may not be accomplishing the original intent. Rep. Stanard suggested a Utah work group may do more than just clean up the code. It may also recommend more substantive and meaningful legislative changes. Legislative history regarding this issue was presented by Mr. Vonn (staff for Legislative Research and General Council). The fiscal note on the Colo. bill was \$30,000. It was suggested to Rep. Stanard that he open a bill file on this issue this year.</p>	

**Meeting Materials:**

- [Colorado H.B. 16-1077, Regarding the Statutory Revision Committee](#)

**Audio:** [http://utahlegislature.granicus.com/MediaPlayer.php?view\\_id=2&clip\\_id=21623&meta\\_id=716009](http://utahlegislature.granicus.com/MediaPlayer.php?view_id=2&clip_id=21623&meta_id=716009)

- Code Simplification
- Rep. Jon E. Stanard, Sen. Beth Martinez Humenik, Chair, Colorado Statutory Revision Committee, and Sen. Dominick Moreno, Vice Chair, Colorado Statutory Revision Committee, discussed the creation of a committee with the purpose of reducing and simplifying the state code
- Colorado H.B. 16-1077, Regarding the Statutory Revision Committee
- Thomas Vaughn, Office of Legislative Research and General Counsel, spoke about the history of re-codification in the state

*[Action: No action, information only.]*

### POLITICAL SUBDIVISIONS INTERIM COMMITTEE

<b>Bill Title/Subject Matter:</b>	<b>Local Government Enforcement Mechanisms</b>
<b>Legislator(s) –Sponsor:</b>	<b>Sen. Thatcher</b>
<b>Interested Parties:</b>	<b>Ron Gordon, Utah Commission on Criminal and Juvenile Justice Roger Tew, Utah League of Cities and Towns Will Carlson, Salt Lake County Deputy District Attorney</b>
<b>Code Reference:</b>	

**Description:** Sen. Thatcher introduced the issue and provided background information related to local government enforcement, including changing the default penalty from a class B misdemeanor to an infraction and what level of penalty (i.e., infraction, misdemeanor, etc.) a code enforcement officer can issue. Also discussed was that current misdemeanor and infraction offenses should be reviewed and adjusted for fairness and justice.

2017 study items for this committee include local government enforcement mechanisms (Sen. Thatcher). The study includes several components related to local government penalties and enforcement, including: (1) how do state laws and local ordinances compare and interact with each other,( i.e., how are penalties for violations established and enforced); (2) what revenue is generated when a municipality enforces a local law versus a state law; (3) how are attorneys provided for people who can't afford them and how to local governments pay for that, and; (4) how do local governments enforce the collection of fines related to penalties charged.

**Audio:** [http://utahlegislature.granicus.com/MediaPlayer.php?view\\_id=2&clip\\_id=21618&meta\\_id=705601](http://utahlegislature.granicus.com/MediaPlayer.php?view_id=2&clip_id=21618&meta_id=705601)

- Local Government Enforcement Mechanisms
- Sen. Thatcher introduced the issue and provided background
- Ron Gordon, Executive Director, Utah Commission on Criminal and Juvenile Justice, spoke to existing statutory penalties and the process by which they will be reviewed this interim
- Roger Tew, Interim Director, Utah League of Cities and Towns, spoke to the issue of indigent defense from the perspective of local governments
- Will Carlson, Salt Lake County Deputy District Attorney and representative of the Statewide Association of Prosecutors, spoke to the issue from the perspective of prosecutors

*[Action: No action, information only.]*

### TRANSPORTATION INTERIM COMMITTEE

<b>Bill Title/Subject Matter:</b>	<b>Driving Under the Influence (DUI)</b>
<b>Legislator(s) –Sponsor:</b>	<b>Committee Members</b>

Interested Parties:	<b>Mary Lou Emerson, USAAV<sup>+</sup>, Director</b> <b>Carlene Walker, USSAV<sup>+</sup> DUI Committee, Chair</b> <b>Members of the USAAV<sup>+</sup> DUI Committee</b>
Code Reference:	<b>H.B. 155</b>
<p><b>Description:</b> <a href="#">H.B.155</a> changes the legal blood alcohol level limit in Utah for a DUI violation from 0.08% to 0.05%. The effective date of the new legislation is December 30, 2018. The Transportation Interim Committee has been asked to perform a comprehensive review of Utah's DUI laws and recommend any potential legislative changes. The committee received the following reports:</p> <ul style="list-style-type: none"> <li>• Overview of DUI laws in Utah and other states – Committee Staff, OLRGC</li> <li>• Presentation and question and answer session – Members of the Utah Substance Use and Mental Health Advisory Council DUI Committee</li> </ul> <p>Future meetings will consider input from other stakeholders.</p> <p><b>Meeting Materials:</b></p> <ul style="list-style-type: none"> <li>• <a href="#">Comparison of Alcohol Related Driving Offenses</a></li> <li>• <a href="#">2016 DUI Annual Report (CCJJ)</a></li> <li>• <a href="#">2017 DUI Sentencing Matrix - Draft</a></li> </ul> <p><b>Audio:</b> <a href="http://utahlegislature.granicus.com/MediaPlayer.php?view_id=2&amp;clip_id=21629&amp;meta_id=707762">http://utahlegislature.granicus.com/MediaPlayer.php?view_id=2&amp;clip_id=21629&amp;meta_id=707762</a></p> <ul style="list-style-type: none"> <li>• Driving Under the Influence (DUI)</li> <li>• Alex Janak, Policy Analyst, Office of Legislative Research and General Counsel, spoke to the issue.</li> <li>• Comparison of Alcohol Related Driving Offenses</li> <li>• Carlene Walker, DUI Committee Chair; and former Utah senator spoke to the issue</li> <li>• Mary Lou Emerson, Director, Utah Substance Use and Mental Health Advisory Council, spoke to the issue</li> <li>• Kelly Carden, criminal defense attorney, and member of Utah Association of Criminal Defense Lawyers spoke to the issue</li> <li>• Cara Tangaro, President, Utah Association of Criminal Defense Lawyers, introduced herself</li> <li>• Richard Mauro, Executive Director, Salt Lake Legal Defenders Association, spoke to the issue</li> <li>• Will Carlson, representative, Statewide Association of Prosecutors, spoke to the issue</li> <li>• Tyson Skeen, Traffic Safety Resource Prosecutor, Utah Prosecution Council, spoke to the issue</li> <li>• Steve Winward, Captain, Utah Highway Patrol, spoke to the issue</li> <li>• Art Brown, President, Utah Chapter of Mothers Against Drunk Driving and DUI victims representative, spoke to the issue</li> <li>• Kim Gibb, DUI Committee Vice Chair and Legislative Liaison, Utah Department of Public Safety, spoke to the issue</li> <li>• 2016 DUI Annual Report (CCJJ)</li> <li>• 2017 DUI Sentencing Matrix - Draft</li> <li>• Rep. Norman K Thurston spoke to the issue.</li> </ul> <p><i>[Action: No action, information only.]</i></p>	
<b>LAW ENFORCEMENT AND CRIMINAL JUSTICE INTERIM COMMITTEE</b>	
<b>Bill Title/Subject Matter:</b>	<b>2017 Law Enforcement and Criminal Justice Legislation</b>
<b>Legislator(s) –Sponsor:</b>	<b>Committee Staff</b>
<b>Interested Parties:</b>	

Code Reference:	
<p><b>Description:</b> The committee reviewed the outcomes of legislation in the law enforcement and criminal justice area introduced during the 2017 General Session.</p> <p><b>Meeting Materials:</b></p> <ul style="list-style-type: none"> <li>• <a href="#">2017 Legislative Session Review Document</a></li> </ul> <p><b>Audio:</b> <a href="http://utahlegislature.granicus.com/MediaPlayer.php?view_id=2&amp;clip_id=21625&amp;meta_id=717578">http://utahlegislature.granicus.com/MediaPlayer.php?view_id=2&amp;clip_id=21625&amp;meta_id=717578</a></p> <ul style="list-style-type: none"> <li>• 2017 Law Enforcement and Criminal Justice Legislation</li> <li>• Nathan Brady spoke to the issue</li> <li>• Bills from the 2017 General Session</li> </ul> <p><i>[Action: No action, information only.]</i></p>	
<b>Bill Title/Subject Matter:</b>	<b>2017 Interim Studies</b>
Legislator(s) –Sponsor:	<b>Rep. Lee B. Perry and Sen. Don L. Ipson, Committee Co-chairs</b>
Interested Parties:	
Code Reference:	
<p><b>Description:</b> The committee discussed and took public comment on study items approved by the Legislative Management Committee.</p> <ol style="list-style-type: none"> <li>1. Law Enforcement Officers injured in the line of duty before being able to reach retirement and how to deal with PTSD or critical incidents with officers, combined with a study of the state’s best practices for crisis intervention teams</li> <li>2. Off-duty law enforcement work as law enforcement officers or as private security. It was suggested that national information is included in this study</li> <li>3. Law enforcement retention and recruiting: studying all aspects of peace officer retention and recruitment, including compensation, national and local public perception of law enforcement, and funding sources for law enforcement</li> <li>4. Whether drops in law enforcement staffing levels have impacted the number of traffic citations in the state, and how this impacts state and local revenue generated from criminal convictions, including revenue from the 35/90 surcharge</li> <li>5. Reviewing LAG’s audit of the Sex Offender Treatment Program and discussing next steps for reforming the program</li> <li>6. Impact of lowering legal blood alcohol limit to .05 on DUI offender’s ability to possess a weapon</li> <li>7. Enforcement of weight restrictions at ports of entry</li> </ol> <p>Items were prioritized for Interim, and they fall on the above list, except that #5 and #7 were heard during this meeting.</p> <p><b>Audio:</b> <a href="http://utahlegislature.granicus.com/MediaPlayer.php?view_id=2&amp;clip_id=21625&amp;meta_id=717581">http://utahlegislature.granicus.com/MediaPlayer.php?view_id=2&amp;clip_id=21625&amp;meta_id=717581</a></p> <ul style="list-style-type: none"> <li>• 2017 Interim Studies</li> <li>• Chair Ipson discussed possible interim topics</li> <li>• Priority Study Items for 2017 Interim Meetings</li> <li>• Rep. Daw moved to study the item</li> </ul> <p><i>[Action: Rep. Daw MADE A MOTION TO approve the Interim studies list. UNANIMOUS]</i></p>	
<b>Bill Title/Subject Matter:</b>	<b>Performance Audit of the Sex Offender Treatment Program</b>

Legislator(s) –Sponsor:	<b>Committee Members</b>
Interested Parties:	<b>August Lehman, Lead Auditor, Office of the Legislative Auditor General</b> <b>Brian Dean, Audit Manager, Office of the Legislative Auditor General</b> <b>Chris McClelland, Senior Auditor, Office of the Legislative Auditor General</b> <b>Rollin Cook, Executive Director, Department of Corrections</b> <b>Dr. Viktor Kersey, Director of Institutional Programming, Department of Corrections</b> <b>Ron Gordon, Executive Director, Commission on Criminal and Juvenile Justice</b>
Code Reference:	
<p><b>Description:</b> The committee reviewed the Legislative Auditor General’s report #2017-04, “A Performance Audit of the Sex Offender Treatment Program” to determine whether the Legislature should take any action to address the issues identified in the report. The committee heard from the Department of Corrections on the institutional changes made in response to the audit.</p> <p><b>Audit presentation:</b>  <a href="https://le.utah.gov/interim/2017/pdf/00002372.pdf">https://le.utah.gov/interim/2017/pdf/00002372.pdf</a></p> <p><b>Additional Materials:</b>  <a href="#">Letter from Audit Subcommittee</a>  <a href="#">Performance Audit of the Sex Offender Treatment Program</a></p> <p><b>Audio:</b> <a href="http://utahlegislature.granicus.com/MediaPlayer.php?view_id=2&amp;clip_id=21625&amp;meta_id=717587">http://utahlegislature.granicus.com/MediaPlayer.php?view_id=2&amp;clip_id=21625&amp;meta_id=717587</a></p> <ul style="list-style-type: none"> <li>• Performance Audit of the Sex Offender Treatment Program</li> <li>• August Lehman, Lead Auditor, Office of the Legislative Auditor General, and Brian Dean, Audit Manager, Office of the Legislative Auditor General, presented "Performance Audit of the Sex Offender Treatment Program." Rep. Redd’s motion</li> </ul> <p><i>[Action: Rep Redd MADE A MOTION TO have Mr. Dean and Mr. Lehman return in November and give a follow-up report on the Sex Offender Treatment Program. UNANIMOUS.]</i></p>	
<b>Bill Title/Subject Matter:</b>	<b>Long-Term Planning: Discussion</b>
Legislator(s) –Sponsor:	<b>Committee Members</b>
Interested Parties:	<b>Ron Gordon, Executive Director, Commission on Criminal and Juvenile Justice</b> <b>Rollin Cook, Executive Director, Department of Corrections</b>
Code Reference:	
<p><b>Description:</b> Committees are required to devote part of each May interim meeting to long-term planning. The committee heard from representatives of the Department of Corrections and the Commission on Criminal and Juvenile Justice on issues that their respective agencies are looking to address.</p> <p><b>Ron Gordon: CCJJ</b> will continue to put the majority of its resources into the Justice Reinvestment Initiative and the Juvenile Justice reform measures the legislature passed. Other policies include:</p> <p><b>Justice Reinvestment Initiative implementation and evaluation</b></p> <ul style="list-style-type: none"> <li>• Increase education and training for stakeholders <ul style="list-style-type: none"> <li>○ Evidence-based practices</li> <li>○ Risk and need levels</li> </ul> </li> <li>• Enhance use of graduated sanctions and rewards</li> <li>• Evaluate amended sentencing guidelines</li> <li>• Increase availability of treatment through recent and future appropriations</li> </ul>	

- Analyze performance measures
- Reinvest
- Address culture change as well as policy change

### **Juvenile Justice policy implementation and evaluation**

### **DUI policy – including .05 law**

### **Domestic violence offender management**

- Utilize assessments
- Implement appropriate treatment
- Improve monitoring in community

### **Substance Use and Mental Health Care**

- Increase awareness and use of evidence-based treatment
  - Medication-assisted treatment
  - Focus on criminogenic needs as part of treatment
  - Post-treatment support
- Integrate with physical health care
- Evaluate mental health courts
- Enhance prevention efforts regarding substance use

### **Rollin Cook: DOC**

- Implementing certified staff pay plan
- Developing a parole violator program and transitional living program at the Draper prison site
- Relocating prison – June 15<sup>th</sup> groundbreaking ceremony
- Expanding transition teams
- Revising sex offender treatment program
- Revising correctional industries program
- Working to reduce the use of restrictive housing in the state

**Audio:** [http://utahlegislature.granicus.com/MediaPlayer.php?view\\_id=2&clip\\_id=21625&meta\\_id=717596](http://utahlegislature.granicus.com/MediaPlayer.php?view_id=2&clip_id=21625&meta_id=717596)

- Long-Term Planning: Discussion

*[Action: No action, information only.]*

Bill Title/Subject Matter:		Motor Carrier Ports of Entry
Legislator(s) –Sponsor:	Sen. Don L. Ipson	
Interested Parties:	Chad Sheppick, Director of the Division of Motor Vehicle Carrier, UDOT	
Code Reference:	UCA §72-7-404	

**Description:** UDOT Motor Carrier Division that has the responsibility of Ports of Entry. This new legislation would allow the Department of Transportation discretion in imposing fines for overweight vehicles when deemed appropriate.

**Meeting Materials:**

- [Utah Code 72-7-404](#)
- [Port of Entry and Axle Weight Amendments](#)

**Audio:** [http://utahlegislature.granicus.com/MediaPlayer.php?view\\_id=2&clip\\_id=21625&meta\\_id=717591](http://utahlegislature.granicus.com/MediaPlayer.php?view_id=2&clip_id=21625&meta_id=717591)

- Motor Carrier Ports of Entry

- Chair Ipson discussed the draft legislation
- Utah Code 72-7-404
- Port of Entry and Axle Weight Amendments
- Sen. Ipson moved to approve the bill as a committee bill

**[Action: Sen. Ipson MADE A MOTION TO approve the bill as a committee bill. UNANIMOUS]**

\*Rep. Ipson also requested that the next special session's call list include this bill.

#### JUDICIARY INTERIM COMMITTEE

<b>Bill Title/Subject Matter:</b>	<b>Indigent Defense</b>
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Legislator(s) –Sponsor:	<b>Committee Members</b>
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Interested Parties:	<b>Joanna Landau, Director, Utah Indigent Defense Commission</b>
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Code Reference:	
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**Description:** During the 2016 General Session, [S.B. 155](#) created the Utah Indigent Defense Commission and appropriated money to the commission. During the 2017 General Session [S.B. 134](#) expanded the Commission to include juvenile and parental defense. The committee received a presentation which included a review of constitutional provisions, case law, statutory provisions, indigent defense systems in Utah, and the Indigent Defense Commission expenses and responsibilities. Sen. Weiler, Joanna Landau and Richard Mauro, Executive Director, Salt Lake Legal Defender Association, responded to questions.

#### Meeting Materials:

- [Indigent Defense Commission Presentation](#)

**Audio:** [http://utahlegislature.granicus.com/MediaPlayer.php?view\\_id=2&clip\\_id=21627&meta\\_id=718351](http://utahlegislature.granicus.com/MediaPlayer.php?view_id=2&clip_id=21627&meta_id=718351)

- Indigent Defense
- Joanna Landau, Director, Utah Indigent Defense Commission, presented and responded to questions.
- 2017 Utah Indigent Defense Commission Annual Report
- Indigent Defense Commission Presentation
- Chair Weiler spoke to the issue
- Joanna Landau continued the presentation
- Richard Mauro, Executive Director, Salt Lake Legal Defender Association, responded to questions.
- Joanna Landau responded to questions
- Chair Weiler responded to questions

**[Action: No action, information only.]**

<b>Bill Title/Subject Matter:</b>	<b>DNA</b>
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Legislator(s) –Sponsor:	<b>Committee Members</b>
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Interested Parties:	<b>Jensie Anderson, Legal Director, Rocky Mountain Innocence Center Blair Hodson, Director, Rocky Mountain Innocence Center</b>
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Code Reference:	
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**Description:** Sen. Hillyard discussed improving post-conviction DNA testing in Utah. Utah's post-conviction DNA testing statute requires a petitioner to prove that he "did not fail to request testing of evidence at the time of trial for a tactical reason." If he cannot prove this, the request for post-conviction DNA testing must be denied. Utah and Nevada are the only states that continue to include this provision in statute. Last session, a [substitute \(not adopted\)](#) attempted to delete this language. Sen. Hillyard's original [S.B. 76](#), which made no change to this provision passed. The committee also received a presentation by the Rocky Mountain Innocence Center regarding concerns with this statutory provision. The Office of the Attorney General discussed concerns with any changes to the statutory provision.



Rep. Eliason discussed his study item—DNA collection, storage, testing, destruction, etc. Last year, Rep. Eliason sponsored [H.B. 382](#) on this topic (which failed to pass).

#### Meeting Materials:

- [Improving Access to Post-Conviction DNA for Utah's Wrongfully Convicted](#)

**Audio:** [http://utahlegislature.granicus.com/MediaPlayer.php?view\\_id=2&clip\\_id=21627&meta\\_id=718368](http://utahlegislature.granicus.com/MediaPlayer.php?view_id=2&clip_id=21627&meta_id=718368)

- DNA
- Sen. Lyle W. Hillyard explained his study topic
- Jensie Anderson, Legal Director, Rocky Mountain Innocence Center, spoke to the issue
- Blair Hodson, Director, Rocky Mountain Innocence Center, spoke to the issue
- Improving Access to Post-Conviction DNA Testing for Utah's Wrongfully Convicted
- Sen. Weiler assumed the chair
- Jensie Anderson responded to questions
- Rep. Steve Eliason explained his study topic
- Andrew Peterson, Section Director, Utah Attorney General's Office, spoke to the issue
- Sen. Lyle W. Hillyard spoke to the issue
- Rep. McKell moved to open a committee bill file titled "DNA Amendments" with Sen. Hillyard as the sponsor

**[Action: Rep. McKell MADE A MOTION TO open a committee bill file titled "DNA Amendments" with Sen. Hillyard as the sponsor, UNANIMOUS.]**

Bill Title/Subject Matter:		Reports to Judiciary Interim Committee
Legislator(s) – Sponsor:	Committee Members	
Interested Parties:		
Code Reference:		

**Description:** Various reports to the Judiciary Interim Committee are written in statute. Some reports are required. Other reports are required only if the committee requests them. Some required reports have report dates that have past. The members discussed the various reports, how members prefer reports be communicated to the committee, and which report requirements to eliminate from the statute.

Rep. McKell made a motion regarding reports that included the following reporting requirements:

Required Reports:	
<i>Written plus oral</i>	<i>Written only</i>
CCJJ (Commission on Criminal and Juvenile Justice) report on DUI	Child Support Guidelines Advisory Committee report on child support guidelines
Child Welfare Legislative Oversight Panel report	
CCJJ report on substance abuse and mental health	
CCJJ report on Department of Corrections performance goals and outcome measurements	
Attorney General report on status and progress of any lawsuits that challenge the constitutionality of state law	
Utah Indigent Defense Commission report on efforts to improve indigent criminal defense services statewide	
Report, if requested:	
<i>Request written only</i>	<i>Do not request</i>
AOC (Administrative Office of the Courts) report on effectiveness of the mandatory educational course for divorcing parents	AOC report on the effectiveness of the mediation component of the Expedited Parent-time Enforcement Program
AOC report on effectiveness of the mandatory orientation course for divorcing parties	Department of Human Services report on the effectiveness of the services component of the Expedited Parent-time Enforcement Program



	Judicial Council report and recommendation concerning the maximum amount of small claims actions
	AOC report on the operation of the dispute resolution programs
<b>Conditional on report being prepared:</b>	
<i>Written plus oral</i>	
Judicial Rules Review Committee recommendations	
<b>Required reports with dates that have passed:</b>	
<i>Delete report requirement from statute</i>	
Department of Health report on demonstration project to promote and monitor early intervention and resolution of unanticipated outcomes from medical care received by a patient	
Obscenity and Pornography Complaints Ombudsman report	

The Committee's tentative report schedule (draft):

<b>2017 Tentative Schedule of Reports to the Judiciary Interim Committee (revised on 6/12/2017)</b>			
<i>Note: Ideally all reports should be submitted in writing to <a href="mailto:jwade@le.utah.gov">jwade@le.utah.gov</a> at least 15 days before the committee meeting.</i>			
<b>June 21 meeting</b>	<b>August 23 meeting</b>	<b>September 20 meeting</b>	<b>November 15 meeting</b>
- written plus oral report - CCJJ report on Department of Corrections performance goals and outcome measurements (64-13-25)	- written plus oral report - Attorney General report on status and progress of any lawsuits that challenge the constitutionality of state law (67-5-1) - written report only - AOC (Administrative Office of the Courts) report on effectiveness of the mandatory educational course for divorcing parents (30-3-11.3) - written report only - AOC report on effectiveness of the mandatory orientation course for divorcing parties (30-3-11.4)	- family law - domestic case processing - to review the recommendations of the Judicial Council's study of domestic case processing issues. - written plus oral report - CCJJ report on substance abuse and mental health (62A-15-103) - written plus oral report - Utah Indigent Defense Commission report on efforts to improve indigent criminal defense services statewide (77-32-804)	- written plus oral report - CCJJ report on DUI (41-6a-511) - written plus oral report - Child Welfare Legislative Oversight Panel report (62A-4a-207) - written plus oral report - Judicial Rules Review Committee recommendations (36-20-6) - written report only - Child Support Guidelines Advisory Committee report on child support guidelines (78B-12-402)

#### Meeting Materials:

- [Reports to the Judiciary Interim Committee - Survey](#)
- [Reports to Judiciary Interim Committee](#)
- [Reports to Judiciary Interim Committee - Statutory Text](#)

**Audio:** [http://utahlegislature.granicus.com/MediaPlayer.php?view\\_id=2&clip\\_id=21627&meta\\_id=718381](http://utahlegislature.granicus.com/MediaPlayer.php?view_id=2&clip_id=21627&meta_id=718381)

- Reports to Judiciary Interim Committee
- Chair Weiler introduced the issue
- Reports to the Judiciary Interim Committee - Survey
- Joseph Wade responded to questions
- Wade Faraway, Government Affairs Attorney, Utah Attorney General's Office, responded to questions.
- Rep. Kim Coleman suggested studying children's justice centers
- Rep. McKell moved to hear specific reports
- Rep. McKell moved to hear additional reports
- Rep. Greene moved not to hear specific reports and receive the reports in written form
- Rep. McKell moved to request a written and oral report
- Rep. McKell moved to open a committee bill file to amend statutory reporting requirements with Sen. Weiler as the sponsor

**[Action: Rep. McKell MADE A MOTION TO hear specific reports. PASSED]**

Bill Title/Subject Matter:		Long-Term Planning	
Legislator(s) –Sponsor:		Committee Members	
Interested Parties:			
Code Reference:		Interim Rule 2-2-103	
<b>Description:</b> Committees are required to devote part of each May interim meeting to long-term planning. Members of the committee discussed items they would like to see added to the agenda.			
<b>Audio:</b> <a href="http://utahlegislature.granicus.com/MediaPlayer.php?view_id=2&amp;clip_id=21627&amp;meta_id=718390">http://utahlegislature.granicus.com/MediaPlayer.php?view_id=2&amp;clip_id=21627&amp;meta_id=718390</a>			
<ul style="list-style-type: none"><li>• Long-Term Planning</li><li>• Chair Weiler introduced the agenda item</li><li>• Rep. Brian M. Greene suggested studying mens rea reform</li><li>• Rep. Craig Hall suggested studying alimony</li><li>• Rep. Bruce R. Cutler suggested studying drug courts</li><li>• Rep. Dixon M. Pitcher suggested studying internet fraud originating within the state</li></ul>			
[Action: No action, information only.]			
HEALTH AND HUMAN SERVICES INTERIM COMMITTEE			
Bill Title/Subject Matter: Topics for Interim Study			
Legislator(s) –Sponsor:		Rep. Daw	
Interested Parties:			
Code Reference:			
<b>Description:</b> Rep. Daw reviewed topics assigned to the committee for study by the Legislative Management Committee—opioids, cannabis, and health care reform.			
Study item objectives:			
<b>Opioids</b> Controlled substance database — drill down into the data --Relationship between database use and prescriber behavior --Identification of the real problem --Etc.	<b>Cannabis</b> --Department of Health review of available research --IRB approved research in Utah	<b>Mental illness</b> --Connection between mental illness and homelessness --Spending on serious mental illness vs. spending on mental illness	<b>Health care reform</b> --Additional data and further study --What would Utah's ideal health care system look like, without current federal restrictions? --Comparative look at health care systems around the world
<b>Meeting Materials:</b> <ul style="list-style-type: none"><li>• <a href="#">Monthly Schedule</a></li><li>• <a href="#">Assignments from Legislative Management Committee</a></li><li>• <a href="#">Statutorily Required HHS Reports</a> (Source: OLRGC)</li></ul>			
<b>Audio:</b> <a href="http://utahlegislature.granicus.com/MediaPlayer.php?view_id=2&amp;clip_id=21622&amp;meta_id=718817">http://utahlegislature.granicus.com/MediaPlayer.php?view_id=2&amp;clip_id=21622&amp;meta_id=718817</a>			
<ul style="list-style-type: none"><li>• Monthly Schedule</li><li>• Assignments from Legislative Management Committee</li><li>• Statutorily Required HHS Reports</li></ul>			
[Action: No action, information only.]			
Bill Title/Subject Matter: Mental Health			
Legislator(s) –Sponsor:		Sen. Fillmore	
Interested Parties:			
Code Reference:			

**Description:** The committee discussed the objectives and approaches for interim study of this issue. Sen. Fillmore briefly reviewed, mental illness, one of the topics assigned to the committee by the Legislative Management Committee for study during interim.

**Audio:** [http://utahlegislature.granicus.com/MediaPlayer.php?view\\_id=2&clip\\_id=21622&meta\\_id=718820](http://utahlegislature.granicus.com/MediaPlayer.php?view_id=2&clip_id=21622&meta_id=718820)

- Mental Health
- Sen. Fillmore reviewed one of the topics assigned to the committee for interim study by the Legislative Management Committee—mental illness.

*[Action: No action, information only.]*

**Bill Title/Subject Matter: Long-Term Planning / Health Care Reform**

Legislator(s) –Sponsor:	<b>Committee Members</b>
Interested Parties:	
Code Reference:	

**Description:** Committees are required to devote part of each May interim meeting to long-term planning. The committee considered the long view for Utah health care reform. Mr. Andrews reviewed an international healthcare study comparing healthcare systems of 18 countries and demonstrated the use of an interactive internet tool that allows users to compare health care system characteristics and outcomes in 15 countries.

**Meeting Materials:**

- [2015 International Profiles of Health Care Systems](#)
- [Interactive Graphic: Health Care System Characteristic and Outcomes in 15 Countries](#)

**Audio:** [http://utahlegislature.granicus.com/MediaPlayer.php?view\\_id=2&clip\\_id=21622&meta\\_id=718828](http://utahlegislature.granicus.com/MediaPlayer.php?view_id=2&clip_id=21622&meta_id=718828)

- Long-Term Planning / Health Care Reform
- Mr. Andrews demonstrated the use of an interactive internet tool that allows users to compare health care system characteristics and outcomes in 15 countries.
- 2015 International Profiles of Health Care Systems
- Interactive Graphic: Health Care System Characteristic and Outcomes in 15 Countries

*[Action: No action, information only.]*

**Bill Title/Subject Matter: Introduction of Sunset Reviews**

Legislator(s) –Sponsor:	<b>Committee Members</b>
Interested Parties:	
Code Reference:	

**Description:** The following statutes will be repealed in accordance with the Legislative Oversight and Sunset Act: Section 31A-22-642, Insurance coverage for autism spectrum disorder (January 1, 2019); Subsection 62A-15-1101(5), Suicide prevention -- Reporting requirements (July 1, 2018); and Title 63C, Chapter 18, Mental Health Crisis Line (July 1, 2018). The committee identified issues to consider during the reviews.

**Meeting Materials:**

- [Sunset Review Guidelines, 2017](#) (OLRGC)
- [Utah Code Section 31A-22-642, Insurance coverage for autism spectrum disorder](#) (Source: OLRGC)
- [Subsection 62A-15-1101\(5\) Suicide Prevention -- Reporting Requirements](#) (Source: OLRGC)
- [Title 63C, Chapter 18, Mental Health Crisis Line](#) (Source: OLRGC)

**Audio:** [http://utahlegislature.granicus.com/MediaPlayer.php?view\\_id=2&clip\\_id=21622&meta\\_id=718835](http://utahlegislature.granicus.com/MediaPlayer.php?view_id=2&clip_id=21622&meta_id=718835)

- Introduction of Sunset Reviews
- Ms. West reviewed three statutes that will be the subject of sunset reviews by the committee this interim.
- Sunset Review Guidelines, 2017 (OLRGC)
- Utah Code Section 31A-22-642, Insurance coverage for autism spectrum disorder (Source: OLRGC)
- Subsection 62A-15-1101(5) Suicide Prevention -- Reporting Requirements (Source: OLRGC)
- Title 63C, Chapter 18, Mental Health Crisis Line (Source: OLRGC)

*[Action: No action, information only.]*

Bill Title/Subject Matter: Opioid Misuse	
Legislator(s) –Sponsor:	Committee Members
Interested Parties:	
Code Reference:	
<p><b>Description:</b> Overview-- Rep. Daw reviewed information about opioid misuse. The Utah Department of Health is preparing to present to the committee on this issue later in the year. The committee reviewed legislation passed on this issue from 2007-2017. Rep. Daw described the prescriber dashboard for the controlled substance database under development by the Division of Occupational and Professional Licensing. It was discussed that this tool will make the division's controlled substance database useful to opioid prescribers. Rep. Daw reviewed information that will be requested from the committee by the Dept. of Health to help the committee drill down on what's working and what's not working. This information is intended to drive what future legislation is necessary.</p> <p><b>Meeting Materials:</b></p> <ul style="list-style-type: none"><li>• <a href="#">Prescription Drug Misuse -- Selected Policy Responses by the Utah Legislature, 2007-2017</a> (Source: OLRGC)</li><li>• <a href="#">Opioid Misuse: Option for Prevention, Identification, and Treatment</a> (OLRGC)</li></ul> <p><b>Audio:</b> <a href="http://utahlegislature.granicus.com/MediaPlayer.php?view_id=2&amp;clip_id=21622&amp;meta_id=718823">http://utahlegislature.granicus.com/MediaPlayer.php?view_id=2&amp;clip_id=21622&amp;meta_id=718823</a></p> <ul style="list-style-type: none"><li>• Opioid Misuse</li><li>• Mr. Andrews reviewed legislation related to opioid misuse passed during the 2017 Annual General Session.</li><li>• 11-Year History of Enacted Utah Substance Abuse</li><li>• Opioid Misuse: Option for Prevention, Identification, and Treatment (OLRGC)</li><li>• Chair Daw described the prescriber dashboard for the controlled substance database under development by the Division of Occupational and Professional Licensing. He also reviewed information about opioid misuse that the Utah Department of Health is preparing to present to the committee later this year. The committee discussed issues related to opioid misuse.</li></ul> <p><i>[Action: No action, information only.]</i></p>	






*[Action: No action, information only.]*